

246-395.00

Serial No.08/470,571
Docket No. 05634.0261

PATENT

#20

2/1/99
W. Chin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John C. Harvey and James W. Cuddihy:

Serial No.: 08/470,571

Filed: June 6, 1995

For: SIGNAL PROCESSING APPARATUS AND
METHODS

Group Art Unit: 2742

Examiner: CHIANG, J.

Atty Dkt: 05634.0261

Received
NOV 19 1998
Group 2700

SUBMISSION UNDER 37 C.F.R. 1.129(a)

BOX: AFTER FINAL

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Applicants request that the finality of the final rejection dated March 31, 1998 be withdrawn in view of this timely filed first submission under 37 C.F.R. § 1.129(a). Our Check No. 301472 is enclosed for payment of the fee set forth in 37 C.F.R. § 1.17(r). The present application has an effective pendency of at least two years as of June 8, 1995, taking into account any reference of record to any earlier filed application under 35 U.S.C. § 120, 121 and 365(c). This petition and the fee set forth in § 1.17(r) are being filed prior to the filing of an appeal brief and prior to abandonment of the application. Applicants therefore respectfully request that the amendment and request for reconsideration previously filed be entered.

It is not believed that extensions of time are required, beyond those that may

otherwise be provided for in accompanying documents. The extended period expires on

12/10/1998 MFLETCHIE 00000004 08470571

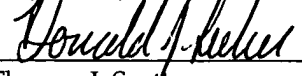
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Repln. Ref: 12/10/1998 MFLETCHIE 0016484600
DAB:083038 Name/Number:08470571
FC: 704 \$395.00 CR

However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account No. 08-3038.

Date: November 18, 1998
HOWREY & SIMON
1299 Pennsylvania Avenue, NW
Washington, D.C. 20004

Respectfully submitted,



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